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## UNITED STATES PATENT AND TRADEMARK OFFICE

 COMMISSIONER FOR PATENTS  
 UNITED STATES PATENT AND TRADEMARK OFFICE  
 WASHINGTON, D.C. 20231  
 www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/973,994	10/11/2001	John Caimey	07648.0023-00

CONFIRMATION NO. 5951

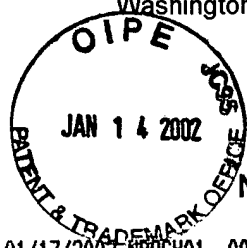
## FORMALITIES LETTER



\*OC000000007090925\*

 Finnegan, Henderson, Farabow,  
 Garrett & Dunner, L.L.P.  
 1300 I Street, N.W.  
 Washington, DC 20005-3315

Date Mailed: 11/19/2001



## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

01/17/2002 WRUCHA1 00000039 09973994

FILED UNDER 37 CFR 1.53(b)

01	FE:101	740.00	OP
02	FE:102	840.00	OP
03	FE:103	738.00	OP
04	FE:105	130.00	OP

## Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- Total additional claim fee(s) for this application is \$1578.
  - \$738 for 41 total claims over 20.
  - \$840 for 10 independent claims over 3.
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 2448.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- The Claim(s) commencing on a separate sheet (37 CFR 1.75(h)).

*A copy of this notice **MUST** be returned with the reply.*

*Ngan*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY

204770-4662660



PATENT  
Customer No. 22,852  
Attorney Docket No. 07648.0023

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

**John CAIRNEY et al.**

Serial No.: 09/973,994

Filed: October 11, 2001

For: DIFFERENTIALLY-  
EXPRESSED CONIFER  
cDNAs, AND THEIR USE IN  
IMPROVING SOMATIC  
EMBRYOGENESIS

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)  
) Group Art Unit: Not Yet Assigned  
)  
) Examiner: Not Yet Assigned  
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Commissioner for Patents and Trademarks  
Washington, DC 20231

Attention: **BOX MISSING PARTS**

Sir:

**RESPONSE TO NOTICE TO FILE  
MISSING PARTS OF APPLICATION**

In response to the communication of November 19, 2001, Applicants submit the basic filing fee, the additional claims fee, the Declaration/Power of Attorney with the required surcharge fee of \$130.00, PTO Form 1595 (Recordation Form Cover Sheet) and the Assignment for filing in this application, along with a copy of the Notice of Missing Parts.

Please associate the enclosed declaration with the application. As this is timely within the two-month period following the date on the Notice of Missing Parts, January

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2004770766E2660

19, 2002, there should be no additional fees required. If there are required fees that we are unaware of, please charge those fees to our deposit account 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: January 14, 2002

By: 

Robert A. Pollock  
Reg. No. 43,008

20470-4662660

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